G. R. S. IX-5]

Previous references.

File No. 259–16

1916.

Serial Nos. 1–6.

(Punjai)

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1—6.

Part B for Jan - 18.

SUBJECT.

Lease of the inam lands endowed to Sri Hanumantha devaru temple at Lingapur a hamlet of Kondajji in the Harihar Sub Jahir

To, D. C. Chitaldrug. No. 1707–9. Dy. 28.1.18.

Forwards copy of the G. O. passed in the case directing Nat Patel Sivappa of Kondajji village should continue to be in possession of the lands on his undertaking to pay Rs 15/- per annum as an additional rent to the temple. The arrangement being liable to be revised at the end of 5 years

W D 88—GPB—50,000—24-7-16

No 1708–9 Copies to

D. R. Appadurai.
Dr VII Dy. 1.3.18

G. R. S. 11] 1916.

GENERAL AND REVENUE SECRETARIAT.

(Inwards)

NOTES.

25 G-16
File No.

FILE HEADING.

Lease of the inam lands endowed to Sri Hanumanta Devaru temple at Linsapur, a hamlet of Kondajji in the Harihar Sub-Taluk

From

Patel Siddappa.

~~No.~~ Petition Dated 27. 9. 16 Received 2. 10. 16

Diary No. 565	Enclos. 2 Spare Copies. -	Serial No. 1

BRIEF ABSTRACT OF LETTER.

Appeals against the Dy. Commrs. order directing the disposal by open competition, of the lease of the inam land belonging to the said temple, and that the applt has no right to the surplus income from the land

NOTES AND ORDERS.

The appeal petition is duly stamped
How is this made and the appeal is within time. An
certified copy of the Dy. Commrs.
order appealed from is produced.
Submitted with a view that the appeal may be admitted.-

NOTES—First Sheet.

674 (2

Land Revenue Secretariat. File No. ~~258~~ 259 of 1916.

Serial No.

The appellant prays that on a perusal of the records connected with the case, the Dy. Comm's. order appealed against may be cancelled, and that pending orders on his appeal petition, the execution of the Dy. Comm's. order may be stayed.

Submitted for orders. The facts of the case are not clearly given in the Deputy Commrs order appealed against. The party has not furnished a copy of the S D O's order referred to in the D C's order. In these circumstances it is a point for consideration whether a stay order can be issued.

W Ogle
23.10.1916

ann
24/10/16

~~The stay order appears~~
The necessary ~~as in any case~~
may be endorsed -
put up

Ogle
8.11.16

2 No 1188 dt 15-11-16, 2 the below - before him that satisfactory explanation for the delay in submitting this appeal

NOTE—Contn. sheet

GPL—70 000- 17 12-15

Serial No.

on or before 15th Decr 16
is not forthcoming / his appeal
is liable to be dismissed

3. From, Patel Siddappa,
Petition dy 4.1.17

Assigns reasons for delay in
filing the appeal.

Siddappa states that the Village of
Kondajji wherein he lives, is at a distance
of 6 or 7 miles from Harihar Town, that
owing to heavy rains which obstructed the
road between his Village and Harihar, the
endt (Sl. 2) from this Office reached him late,
that as Kondajji is a small Village and
as he is an uneducated ryot, he had
to go in search of some one who knew
English well and could explain to him the
Contents of the Endt, and begs to be excused
for not sending a reply to the endt
on or before the 15th Decr last, as directed.

As reasons for delay in filing the
appeal, Siddappa states that the connected
papers have been filed with the appeal,
that so far as he could remember,
the copy of the Dy. Comrs order dated 18th May 1916
reached his hands on the 25th July 1916
and the appeal petition was filed on
27th Septr 1916, that being an illiterate

NOTE—Contn. sheet

GPI—70 000- 17 12 15

Serial No.

Ryot ignorant of law, he had to consult others whose opinion was conflicting, and begs that his delay in filing the appeal may be excused under Sec. 212 of L. R. C and Secs. 21 and 22 of Limg. regn as it is the result of his ignorance, and that his appeal may be admitted.

Submit for orders as to whether the appeal maybe allowed and the records called for

M (GW) 7.3.17

7/3/17

The appeal does not appear to have been presented within time, but the delay is only about 10 days and may be condoned.

The appellant begs that the order appealed against may be stayed from execution pending disposal of the appeal. Considering the nature of the case this may be ordered

(M. Member) 10.3.17

Delay condoned & stay granted pending order of Board

13/3

1260 13/3

NOTE—Contn. sheet.

1074

WD 1233—GPB—60,000—1 12-16—S.

R. S. III-2]

General and Revenue Secretariat. | File No. 259 of 1916

Serial No.

Submd. with DJS for appl
NW (94) 14-3-17
and 15/3/17

Done 15/3/17

4 No: 2323 dy 17.3.17, D. Dy Comrs, Chitaldrug Dist, for the above for report & requests that the execution of the order appealed against may be stayed pending disposal of this appl
No. 2324 dy 17.3.17, D. the petnr
informing the above

5 From, the Dy Comrs, Chitaldrug Dist, Letter no 282 dy 5 9 1917
Reports the circumstances under which he directed the disposal by open competition, of the lease of the inam land endowed to Kodaiji Hanumantha Devaru temple.

The Dy. Comrs. report explains the facts of the case fully.
Submd. with notice posting the case to the 25th inst.

NW (94) 12.9.1917. Comr 12/9/17 Appd 12/9/17

The case is in all fours with those decided recently in connection with similarly situated lands in

* no 662 dy 13.9.17 Similar case no 6 below is to be posted to the same date as the case of Kodaiji Hanumantha Devaru temple (cancelled)

NOTE—Contn. sheet

General and Revenue Secretariat.

File No. 259 of 1916

Serial No.

Jigali and Lokikere. A circular order issued upon these cases has also been noted vide G.O. no 517 - 25th May 1915 - 16-R dated 29th Aug. 1917.

(Mr. member)

21.9.17

Parties absent owing to plague infection in their villages — Issue fresh Notices. — B.O.

25/9/17.

4813 & 18 — 1 — 9/18.

Parties present in person.

The case may be issued customary Rs. amount suggested as 25 / 15. The appellant might pay about 50 to 60 Rs. Inst. Copies + Court rent Let them pay 15 Rs. Issue + continue

15/1/18

Draft. 15/1/18

19/1/18

Submitted with DF for appl and

22/1/1918 22/1/18

Subject to the Minister approval of the member, I have slightly altered the wording of the draft. Issue

NOTE—Contn sheet

General and Revenue Secretariat,

File No. 59 of 1916

Serial No.

T.O. No. 517-25 dt 1 Rev 115-16-8 29.8.1917) dg

Recent circular order issued from this Office, it was directed that the leases of temple lands should have currency only for periods of five years. To avoid misapprehension thereafter this condition in the draft Subject-5 Members' Approval.

256D 23/1/18

1st member) Sea 23.1.18

Approval is issued

Sea 24.1.18 14.1

24/1/18

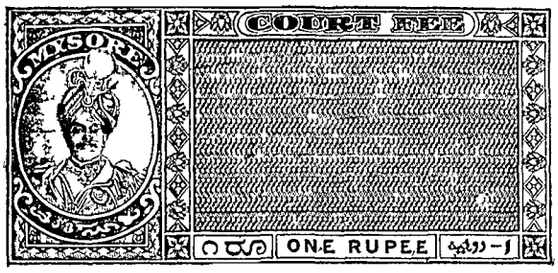
Directed by the A.S.H. Secretary.

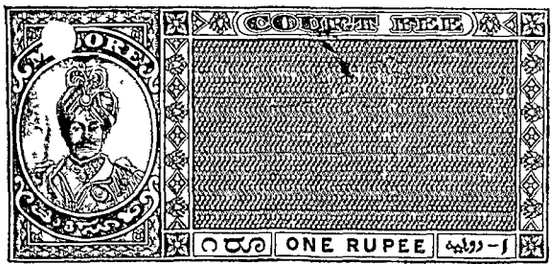
6. Passes orders Continuing that the Appalenti Patel Swappa of Kondapi Village should Continue to be in possession of the land on his undertaking to pay Rs 15- per annum as an additional rent to Temple the arrangement being liable to be revised at the end of 5 years

B

No 1707-9/Rev 2-59-16-6 To DC Chittoor with the usual Revenue and Copy to Appellant & Respondent

NOTE—Contn sheet





Recd. by reg. post
29.9.16.

2 Pre Stamps
4 Encls.
2/10/16

To

G. Aravamudu Aiyangar, Esq., B.A., B.L.,

Secretary to the Government of His Highness

The Maharaja of Mysore, Muzrai Department,

BANGALORE.

DIARY No. 565

1916-1917
SECTION
FILE NO 250-4
SERIAL No. 1

Appeal No. of 1916-1917.

Sivappa, Patel of Kondajji Village, Kasba Sammath, - Harihara Sub Taluq, Chitaldroog District. ..... Appellant.

The appellant abovenamed most respectfully begs to prefer this appeal to this Hon'ble Court against - the order No..... dated 29-5-1916 of the Deputy Commissioner, Chitaldroog District, confirming the order of the Sub Division Officer, Davanagere Sub Division, ordering the sale of the Inamthi land left for the - service of Hanumantha Devaru, situate in the abovesaid Village, on Gutta tenure, for the following amongst - other reasons:-

1. That the learned Deputy Commissioner's contention that there is no any alienation to the appellant and that the appellant has not got any right to the present surplus income of the lands is against law inasmuch as - the said lands are being continued from so long back as 1800 in an undivided prescriptive possession and - enjoyment

enjoyment of the appellant.

2. That the learned Deputy Commissioner has not taken into his consideration that only a third of it was to be devoted for the Nandadeepam service in the temple of Hanumantha Devaru of Lingapur, a hamlet attached to Kondajji.

3. That the order of the Inam Commissioner T. Clerck, Esq., dated 22-9-68 has not at all been considered by the learned Deputy Commissioner in his passing such an unjustifiable order.

4. That the appellant and his ancestors previous to him have all been supporting up the keeping of the Nandadeepam in the said Temple of Hanumantha Devaru from out of the realisations yielded from the said land left or granted for the support of the temple services only, to the best of their zeal and earnestness and to the highest of their devotion.

5. That a kind reference to the expressions of opinion recorded in the Register Sheet No.70 from the Superintendent of Inam Settlements' Office in Mysore, Bangalore, will clearly explain the above.

6. That the appellant and his ancestors have all been enjoying the benefits, after required services to the temple, of the said Inamthi land, as per the direct expressions laid out on page 620 of the New Revenue Manual.

7. That the appellant has already grown Cotton and other seeds in the said land believing

that

beliving that he would not be disturbed and troubled and that the crops are all well grown up. The order of the learned Deputy Commissioner ordering the Gutta auction sale of the land very much inconveniences the appellant besides a very heavy loss of both gain and expenditure.

8. That the order of the learned Deputy Commissioner is against the expressions observed in the third para and para 1 of the Inam Devadaya Rules.

9. That the order appealed against is also - against the express conditions of Sections 23 and 37 of the Muzrai Regulations recently come out on the - 11th Day of December 1914.

10. That the learned Deputy Commissioner is - under a strong err to say that he could not be prepared to interfere with the order of the Sub Division Officer, Davanagere Sub Division, while it would be very clear to his mind alone, if he would have tried to personally inspect the spot and to give his discretion to the opinions expressed in the Inam Register by the officers connected with that Department, that - his subordinate officer's order was not in consistent with Law, procedure and the standing orders of the - benign Government in matters of such cases. Hence he prays that the D.C's order may be set aside.

N.B. The appellant further prays your honour may be graciously pleased to order the issue of a - stay order, pending the favourable disposal of this petition, to cause to stop the proceedings to be effected in the matter on the D.C'c order, as the same

same will otherwise work to the greatest hardships and troubles to the petitioner (appellant), for - which act of kindness, he shall ever remain grateful.

BANGALORE,
27-9-16.

[illegible] H [illegible] 13.6.16 [illegible]

[illegible]

[illegible]

I am not prepared to interfere with the orders of the S.D.O. The inam is given to the temple and there is no alienation to the appellant. He has no right to the present surplus income of the lands. The appeal is rejected

D/29.5.16

Sd/ C.S. Balasundaram Iyer
Deputy Commissioner.

[illegible] 13.6.1916
[illegible] 30.6.1916
[illegible]

Copy

DIARY No. 737 (12

No. 17
SE
FR- 259-16

EIG NN ET-V

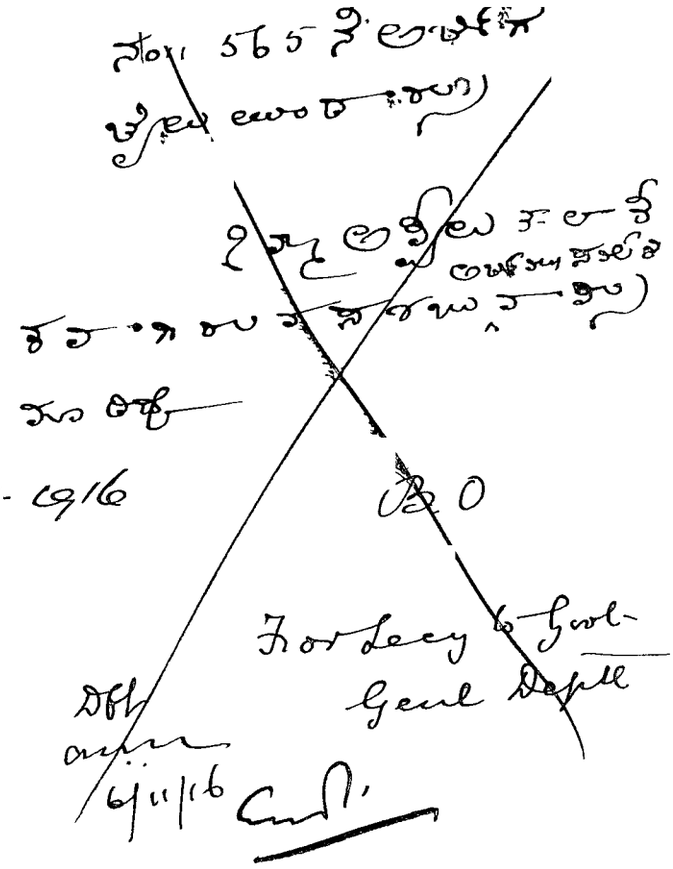
శ్రీమద్ వ్యాసనూరు సాకార సంస్థాన
వుభయరాజులు బ్రాంబులు సెక్రెట్రి సాండీబ్
బుద్ధూరవర ఆకాబినే

allowing reply from Peter

రుంరుదనిమ్మరు కోంతప్రగామద
పటేల్ బెన్నపేనమగ గీవప్పగు బరీవల
కోండ అరువాలు అబిర్- ల- గగ. గర్గ్ _

గ ఈగ్రామద శ్రీరుగ్రుమంత బావరడినమే
మింకే లుద్దినన్న స్థ్రోద్రీన లగ్రుభవదట్టగా
ర్లే లుగాంభవిమ్మగు అగ్రుభవిశకోంతలు లు
రాం వ్యాసనీలాంతీకీరమూనదంకే నియమిశాంద
శోషా యూరుక్తా లుద్దాసూ స్థానిక్ష్మీనదరిభిమ్మగు
నన్నకేశప్రిసిరురాభిగు యోంతభీకాగి తీవ్రిపో
కేమిూర్ణీసాండీబంవరు ఆర్మలవూంతిద్వగ
మేలే భాంత్రీనాంతిగే లం లంప్రీంభక్రు రుంపా
లుగే రురిదుంద్రాస్థాంగే మీల్లోలనాన్నప్రనేంబ్రుగు
తతకోంక్రుల్లూంతి తోంగ్లీ.రుశ్రీ.నవన్నీ వ్రీనలు
లుబ్బుద్రకేటూంపిగే బంధిదే రాగ్లు వ్యవసాంరు
మూతిబిశ్రీ వ్రీనలు లుబ్బుద్రా సిద సూంబ్రర
రూకిస్లంకమేరునక్రీ సిందకేశ్రీమూత

ఊరి మొన్న దురాశుదాకస్ములూ క్కిరినిస్తాధీన
దలు భుంచుశ్వేవతుక్కాగాని అవిలలు కొందదాలలు సెల
ఇదువరిగే తే।13।సా। ఆర్యకు ప్లోచుంతా నిశాఖా
భీరమూరికోంతు సాల్యంపంగిల్లి ఆసలకేంబ ఆశీయ
యేలా అవిలలు కొందద్దాగాడి నదరి ప్లోఆర్యరుజ్ఞుని
ఆశ్లవిశ్వే వేప్లోక్తాసు మ్యాబ్రిప్లోధరల్లా 14గ్లోర్యక
రణ్యాగ్లసుగ్గాచాగి వ్యాప్తిశరల్లా కష్ట్లరిప్లిసుదక్కో
శవిల్ వ్యవధరణనీ శ్రుమ పరిచారక్కో నిన్నిధియ్యడ
వ్యాధినిద్దాగిది. గగ్గిన్నిగోలుశ్రీలుయు భూరలలు
కిస్పులోశ్నే నబధిలాభ్ఆభీనరవకేలాగలి. తీశ్రిన
సూషిగరీ ఆగలి పరాంభరినిద్దరీ ఊఆర్యకే ఆశల
క్రీరల్లావాగినంబిద్దోనే ఊనలూందరంపిశ్ల్లా
ఊవిధ్వామానదింద ఉరేరీ క్రియినల్ శవిల్ వ్యవధర్నా
మూల్లా నంవిదభివ్యక్తి నమాంశదలు భ్లోశ్రుభ్రుంగ
చానదంరే నల్లిప్లిశ్రుక్కో గురిరంమంగలాంరేగాంబ ఆశీయద
మేలీభ్రాంబిగా ప్లోఆరతలుబశ్రో ప్రాభినిక్తోం.
రిభ్రోగా ఊఆర్యరలుబిపఇంరిరాల్ప్లోవశ్రోరిరిల్లేనా
అనుగ్రహాభిలాషి నాగోరుభావప్పా



No. 1188 Dt. 15-11-1916
Mis 259-16-2

B.O

Forestry & Govt. Genl Deptt

Dept. order 6/11/16

With reference this ~~appeal~~ petition appealing against the order of the Dy. Conservator of Forests in the matter of grant of land ~~granted~~ to Sri Hanumanta Devaru at Hingapur in Haveri Sub Taluk Siddapur Distt. Kanara, I am directed to inform you that his ~~appeal~~ petition has been forwarded after

me,
filing an appeal and that unless satisfactory reasons for the delay in preferring ~~the~~ it is furnished, his ~~the~~ petition is liable to be dismissed.

Sig
8/12/16

DIARY NO 1774

GEN. & REV. SECRETARIAT.
TYPING SEC.
15 MAR 1917

File No. 259-16
Serial No.

Diary No. of letter replied to .....

No. 2323 Rev 4

General and Revenue Secretariat
( )
, the 191 .

To
The Dy. Commr,
Chitaldrug Dist.

Date of issue 17.3.917

Signed by M G Ravanandeeshe

Sir,

I am directed to forward herewith for report with reasons petitions regd. nos. 565 and 1074 from Patel Siddappa of Kondajji Village in the Harihar Sub. Taluk appealing against the Dy Commrs. order directing the disposal by open competition of the lease of the inam lands endowed to Sri Hanumantha Devaru

over

SUBJECT.

temple at Linganpur, a hamlet of Kundajji village, and to request that the execution of the order appealed against may be stayed pending the disposal of the appeal.

I have etc.

(M.R.) Counsel for Secretary

13/3/17

G. R. S. 27]

GENERAL AND REVENUE SECRETARIAT.

(Continuation sheet draft form.)

No. 2324 Edn. I.

17. 3. 1917

30/12/16

13 y order

for Secl. Secretary

15/3/17

DIARY No. 449

1917-18
SECTION Mur
FILE No. 757-5
ITEM 5

19

SEP 1917

From The Deputy Commissioner
Chitaldrug District.

To The joint Secretary to the Govt.
of H. H. the Maharaja of
Mysore.
(Muzrai Department)
Bangalore

Dated 5-9-17

Despatched

Received

~~General~~ No. K 1/17
No.

Enclosure No.

Submitting the detailed report on the appeal petition of patel Sivappa of Kondajji re, The leasing out of the Inam land endowed to the Sri Amman Devam Temple at Kondajji with the ~~also~~ the Vernacular records relating to the case & the appeal petition & its enclosures

Rec'd 11-9-17

Office of the Deputy Commissioner,

Chitaldrug District.

Dated Chitaldrug, 4th September 1917.

From

C. S. Balasundaram Iyer Esquire B.A.,

Deputy Commissioner,

C H I T A L D R U G.

To

G. Aravamudiengar Esquire B.A.,B.L.,

Joint Secretary to the Government of

His Highness the Maharaja of Mysore,

Muzrai Department, Bangalore.

S I R,

With reference to your letter No.2323/Muz.259-16-4 dated 17th March 1917 forwarding for report with records petitions from Patel Sivappa of Kondajji village in the Harihar Sub Taluk appealing against this office order directing the disposal by open competition of the lease of the inam land endowed to Sri Hanumantadevaru temple at Kondajji village, I have the honor to state as follows:-

On 29th April 1910 the Shanbhog of Kondajji reported to the Deputy Amildar of Harihar stating that re-survey number 71 (measuring 28 acres and 23 guntas assessed at Rs. 39 with a jodi of Rs. 8) endowed to the Sri Hanumantadevaru temple of the Kondajji village for Nandadipam was being enjoyed by Patel Narappa of the village, the latter supplying only 3½ maunds of oil valued at about Rs. 17-8-0 for Nandadipam and paying a few rupees for cocoanuts and camphor amounting in all to Rs. 19 although the land yields an annual income of Rs. 300 and that the land might therefore be leased out by public auction for a period of 10 years.

Thereupon enquiries were instituted into the matter. While the matter stood thus, applications were received from Pattare Krishnappa Naik of Harihar and Siddalingappa, patel of Kondajji offering to take up the land for an annual rental of Rs. 40 and 60 respectively. Subsequently Pattari Krishnappa Naik offered to take up the land for Rs. 80/- per annum.

On 25th January 1915 Narappa deposed before the Deputy Amildar of Harihar that as the land in question had been in is enjoyment for a long time and as he was supplying oil for nanda-dipam he should not be disturbed from enjoyment and offered to pay Rs. 15 annually for the benefit of the temple in addition to the supply of oil and payment of jodi &c due to Government on the land. Thereupon the Deputy Amildar in his report No. 372 dated 15th April 1915 recommended that the land might be allowed to remain in the enjoyment of Narappa. But Mr. T. Chokkanna, Sub-Division Officer of Davangere in his No. 13 dated 2nd July 1915 ordered that the inam land belonging to the temple could not so easily be allowed to be enjoyed by Patel Narappa and that it should be leased out by public auction for a period of 5 years taking the offer of ₹ 80 as the first bid. But before the lands could be leased out by public auction Narappa had cultivated the land and sown it. Consequently the sale could not be held. On receipt of the report from the Deputy Amildar in the matter, Mr. T. Chokkanna, Sub Division Officer, again ordered on 29th September 1915 that as there was already an offer of ₹ 80 for the land, this amount should be recovered from Narappa for his having cultivated the land knowing that proceedings were being taken for its disposal and that in case of his refusal to make the payment, the land with the crop thereon should be leased out by public auction for a period of 5 years.

Thereupon the Deputy Amildar in his No. 271 dated 10th November 1915 solicited instructions as to whether the purchaser at the sale would be entitled to the whole crop standing on the land or for only one half of the produce. Mr. Ananda Rao Sirsi, Sub Division Officer of Davangere in his No. 378 dated 24th November 1915 directed that the land be leased out for a period of 5 years from 1916-17 on the condition that the lessee should pay the annual rental in advance every year besides the amount of jodi &c due to Government; that as Narappa was cultivating the land for a long time, a notice should be issued to him as per rules to quit the land and action should be taken to lease

out the land in proper season.

Accordingly the right of cultivating the land was put up to auction on the 21st April 1916 when the highest bid received was Rs 81 from one Gowda Nagappa of Harihar but as the date of sale happened to be an authorised holiday i,e, Good Friday, the Sub-Division Officer of Davangere directed a resale which was held on the 22nd June 1916 when also Gowda Nagappa's bid was for Rs 81 and the sale was confirmed by the Sub Division Officer on the 18th July 1916. In the meantime, on the 29th May 1916 the appellant Sivappa presented an appeal petition to me praying for the cancellation of the order passed by the Sub Division Officer of the Davangere Sub Division. As the land in question has been granted to the Sri Hanumanta Devaru temple for Nandadipam and as there was no alienation of the same to the appellant, I passed an order stating that I was not prepared to interfere with the order of the Sub Division Officer and that the appellant had no right to the surplus income of the land and rejected the appeal.

It is against this order that he has now preferred his appeal to Government.

The mere cultivation of the land by the aprellant and his ancestors does not create any prescriptive right in his favor as against the temple to which the land has been granted as an Inam and all the income from the land should consequently go to the credit of the institution

This case is similar to the cases in Jagali and Lokikere in which Government have recently passed orders in appeals No. 2 and 7 of 1916-17(vide memo No.280/Huz.534-15-8 dated 6th August 1917 and memo No.320/Huz.116-16-6 dated 10th August 1917 respectively).

The Vernacular records relating to the case are herewith forwarded for reference as also the appeal petition and its enclosures.

I have the honor to be,
S I R,
Your most obedient servant,

C S Balasundaram Jr
Deputy Commissioner,
Chitaldrug District.

S.V.

REVENUE
VII
24 SEP 1917

7-18

1917-18 ನೇ ಸಾಲಿಗೆ ಸಂಬಂಧಿಸಿದಂತೆ ಅಂಚೆ ಕಛೇರಿಗಳಲ್ಲಿ 7 ನೇ

23-9-17

25-9-17 ನೇ ತಾರೀಖಿನೊಳಗಾಗಿ

SECRETARIAT.
2 Law
TYPING Sec.
25 JAN 1918

Before the Government of His Highness the Maharaja of Mysore.

Appeal No. 7 of 1914-18

Appellant.	Vs.	Respondent.
Patel Sivappa of Kondajj Village.		Gowda Nagappa

Subject.

Appeal against order dy 29th may 1916 of the Dy. Commr, Chitaldrug Dist, directing the disposal by open competition, of the lease of inam Re-Survey no. 71 measuring a g 28-23 and assessed at Rs 39 endowed to Sri Hanumantha Devaru Temple at Kondajje Village,

The Harihar Sub. Judge.

Decision

The case was heard on 18th January 1918 and the Contending parties were present in person.

The apelt who is in possession of the Temple land, roughly pays about 50 or 60 Rs now - towards the lighting expenses and quit-rent. The arrangement suggested in (appellant's father) Patel Narappa's kyphiyat before the Dy Amildar of Harihar dated 25th January 1915 is confirmed; and the aplt may be permitted to continue to hold the Temple land in question subject to the payment of a cash sum of Rs 15/ in addition to Rs 60 heretofore paying at present.

Memo no. 4)

N. is roughly estimated that the appellant pays about Rs 50 or 60 towards the lighting expenses and quit-rent. In his statement before the Sr Amildar of Harihar under date 25th Jan 1915 the appellant's father Patel Narappa expressed his willingness to pay in addition Rs 15 per annum for temple purposes.

This arrangement the appellant is now willing to accept as equitable and fair and the Inamdar agrees that the appellant should be continued in possession upon his undertaking to pay Rs 15 per annum as an additional rent-charge for temple. This arrangement is liable to be revised at the end of three years

170 En 2 enl ⇒ D 28.1.18

mer 259-66 Copy to the Dy Comm^r, Chittagong Div^n, with the Govt. records received with his letter no. ~~449~~ 282 D 5th Sept^r 1917.

B. O.

23-1-18

D07) Joint Secy, 27/1/18 Mus. Dept^t

Copies of both the apptt and the resp^ns

B. O.

28.1.18

Joint Secy, 27/1/18 Mus. Dept^t

G.R.S. 27]

GENERAL AND REVENUE SECRETARIAT

(*Continuation sheet draft form.*)

W D 2584—GPB—2,000—7-4-16

Before the Government of His Highness the Maharaja of Mysore.

APPEAL No. 7 *OF* 1917-1918

APPELLANT. RESPONDENT.

[illegible] Gowda [illegible]

SUBJECT.

Appeal against order dated 9th [illegible] 1916 of the Deputy Commissioner, Chitaldrug district, directing the division of certain portion of the lands in Survey No. 71 measuring [illegible] assessed at Rs. 39 once endowed to Sri Ramanatha Swamy temple in the village in the Hiriyur Hobli.

Decision.

The case was heard on 18th January 1918 and the parties were present in person.

It is unfortunate that the appellant and respondent, brothers by the same father, should be litigating over a piece of land which was originally granted by their ancestors for the maintenance of the temple. The brother Sri [illegible] executed a deed in favour of the temple by which he agreed to pay Rs. 5 per annum for the lands granted.

In accordance with the usual practice in such cases, the Government consider that the appellant should continue to enjoy the land on the understanding to pay Rs. 5 per annum to the temple. This arrangement is liable to be revised at the end of ten years.